

**Notice of Allowability****Application No.**

10/563,665

**Applicant(s)**

GRABAU, PETER

**Examiner**

/Stephen Gordon/

**Art Unit**

3612

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 10/29/09 papers.
2. ☒ The allowed claim(s) is/are 1-13 and 19-21.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some\* c) ☐ None of the:
- ☒ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |  |   |
|--|---|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)   | 5. <input type="checkbox"/> Notice of Informal Patent Application                                 |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)   | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date _____. |
| 3. <input checked="" type="checkbox"/> Information Disclosure Statements (PTO/SB/08),<br>Paper No./Mail Date <u>10/29/09</u> | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment                               |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material                   | 8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance                         |
|  | 9. <input type="checkbox"/> Other _____.  |

### **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Richard Jaworski on 1/19/10.

The application has been amended as follows:

Previously withdrawn claims 3-12 and 20-21 have been rejoined with the application and a complete action on the merits has been completed with regard to these claims;

Claims 14-18 have been canceled to place the application in condition for allowance.

Rejoined claim 3, - line 1, "the prestressing means include" has been replaced with –the prestressing is accomplished by a prestressing means which includes--. Line 2, "parallel" has been replaced with –substantially parallel--.

Rejoined claim 4 – line 2, "parallel" has been replaced with –substantially parallel--.

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Rejoined claim 6 – line 1, “include” has been replaced with –includes--. Line 2, “the surface” has been replaced with –a surface--.

Rejoined claim 7 – line 2, “blade, whereby the” has been replaced with –recited blade, whereby--. Line 3, “the tips” has been replaced with --tips--.

Rejoined claim 8 – line 3, “convex” has been replaced with –substantially convex--.

Rejoined claim 9 - line 1, “blade tip fittings for the blade are” has been replaced with –a blade tip fitting for the blade is--. Line 2, “fittings” has been replaced with –fitting--.

Rejoined claim 10 – line 1, “cable guide fittings are” has been replaced with –a cable guide fitting is--. Line 2, “fittings” has been replaced with –fitting--. Line 3, “the surface” and “the effect” have been replaced with –a surface—and –an effect—respectively. Line 4, “convex” has been replaced with –substantially convex--.

Rejoined claim 11 - lines 1 and 2, “fittings and the cable guide fittings” has been replaced with –fitting and a cable guide fitting--. Line 3, “fittings and said cable guide fittings” has been replaced with –fitting and said cable guide fitting--.

Rejoined claim 12 – lines 2 and 3, “the prestressing means being” has been replaced with --the prestressing being accomplished by a prestressing means which is--.

Claim 19 - line 1, "apparatus" has been replaced with --method--.

Rejoined claim 20 – line 4, “the ballast” has been replaced with –the ballast means--.

Line 6, “the blade root and optionally” has been replaced with –at least one of the blade root and the blade tip--.

Rejoined claim 21 – lines 1 and 2, “wherein the blade is transported in its prestressed state by” has been replaced with –further comprising transporting the prestressed wind turbine blade utilizing--.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen Gordon whose telephone number is (571) 272-6661. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Stephen Gordon/  
Primary Examiner  
Art Unit 3612

stg